The Honorable J. Richard Creatura The Honorable Richard A. Jones 2 3 4 5 6 UNITED STATES DISTRICT COURT FOR THE 7 WESTERN DISTRICT OF WASHINGTON 8 IAN SIMMERS, No. 2:21-CV-100-JRC-RAJ 9 Plaintiff. PRAECIPE RE: DEFENDANTS' 10 v. MOTION TO DISMISS 11 KING COUNTY; the CITY OF BOTHELL; DET. EDWARD J. HOPKINS; Sergeant. 12 CLEMENT RUSK: DET. REBECCA MINER; DET. JOHN MCSWAIN; DET. 13 PAT RAFTUS; DET. KEN BAXTER; CHIEF MARK ERICKS; DET. SGT. 14 DAVID SCHLAEGEL; and MAJ. JACKSON BEARD: Unknown Officers of 15 the City of Bothell Police Department; and Unknown Sheriff Deputies of King County, 16 Defendants. 17 18 Defendants City of Bothell, Edward Hopkins, Rebecca (Miner) Donley, Mark 19 Ericks and David Schlaegel (the "City Defendants") filed a Motion to Dismiss on March 20 25, 2021 (Dkt no. 31). City Defendants inadvertently did not redact Plaintiff's birth month 21 on page 21. Please replace page 21 of City Defendants Motion to Dismiss with the attached 22 page 21. 23 /// 24 25 /// 26

PRAECIPE RE: DEFENDANTS' MOTION TO DISMISS - 1 2:21-CV-100-JRC-RAJ

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PRAECIPE RE: DEFENDANTS' MOTION TO DISMISS - 2 2:21-CV-100-JRC-RAJ

CERTIFICATE OF SERVICE I hereby certify that on March 30, 2021, I electronically filed the foregoing with the 2 Clerk of the Court using the CM/ECF system which will send notification of such filing to 3 the following: 4 5 **Attorneys for Plaintiff** David B. Owens, WSBA #53856 6 LOEVY & LOEVY 100 S. King Street, Suite 100 7 Seattle, WA 98104 Email: david@loevy.com 8 9 **Attorneys for Plaintiff** John Hazinski, ILB#6329791 10 LOEVY & LOEVY 311 N. Aberdeen Street 11 Chicago, IL 60607 Email: hazinski@loevy.com 12 13 **Attorneys for Defendant King County** Samantha D. Kanner, WSBA #36943 14 DANIEL T. SATTERBERG, KING COUNTY PROSECUTING ATTORNEY 500 4th Avenue, 9th Floor 15 Seattle, WA 98104 Email: samantha.kanner@kingcounty.gov 16 17 Attorneys for Defendants McSwain, Raftus, Baxter Geoffrey Grindeland, WSBA #35798 18 Nikki Carsley, WSBA #46650 SEAMARK LAW GROUP, PLLC 19 400 Winslow Way E, Suite 230 20 Bainbridge Island, WA 98110 Email: geoff@seamarklaw.com; nikki@seamarklaw.com 21 22 DATED: March 30, 2021 23 /s/ Paul J. Triesch 24 Paul J. Triesch, WSBA #17445 801 Second Avenue, Suite 1210 25 Seattle, WA 98104 Phone: (206) 623-8861 / Fax: (206) 223-9423 26 Email: ptriesch@kbmlawyers.com

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